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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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Toshio Miyata

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EXAMINER

SZNAIDMAN, MARCOS L

ART UNIT

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



### **DETAILED ACTION**

This office action is in response to applicant's reply filed on April 22, 2008.

#### ***Status of Claims***

Cancellation of claims 1-8, 10-23 and 25-26, and amendment of claims 9 and 24 is acknowledged.

Claims 9 and 24 are currently pending and are the subject of this office action.

Claims 9 and 24 are currently under examination.

#### ***Priority***

The present application is a 371 of PCT/JP04/18038 filed on 12/03/2004, and claims priority to foreign application: JAPAN 2003-407834 filed on 12/05/2003.

#### ***Response to Arguments***

This is in response to applicant's arguments/amendments, filed on April 22, 2008.

#### ***Claims rejected under 35 USC 102 (b)***

Due to applicant's cancellation of claims 1-8, 10-23 and 25-26, the 102(b) rejection is now moot.

Rejections and/or objections not reiterated from previous office actions are hereby withdrawn. The following rejections and/or objections are either reiterated or newly applied. They constitute the complete set presently being applied to the instant application.

***Allowable Subject Matter***

Claim 24 is allowed.

***Claim Rejections - 35 USC § 112***

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claim 9 recites an inhibitor of protein modification products formation, comprising a compound of formula II. It is not clear whether applicant is claiming a compound or a composition, since an inhibitor can not comprise a compound. The phrase: "Inhibitor of protein modification products formation" defines a property of the compounds of Formula II, so it can not comprise a compound of formula II.

***Conclusion***

Claim 9 is rejected and claim 24 is allowed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARCOS SZNAIDMAN whose telephone number is

Art Unit: 1611

(571)270-3498. The examiner can normally be reached on Monday through Thursday 8 AM to 6 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sharmila G. Landau can be reached on 571 272-0614. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/MARCOS SZNAIDMAN/  
Examiner, Art Unit 1611  
August 13, 2008

/Sharmila Gollamudi Landau/  
Supervisory Patent Examiner, Art Unit 1611